

**MINUTES OF THE CITY OF LAS VEGAS CITY COUNCIL REGULAR MEETING HELD
ON WEDNESDAY, MAY 12, 2021 AT 5:30 P.M. VIA GOOGLE MEET.**

MAYOR: Louie A. Trujillo

COUNCILORS: David G. Romero
Elaine Rodriguez
Michael L. Montoya
David A. Ulibarri, Jr.

ALSO PRESENT: William Taylor, City Manager
Casandra Fresquez, City Clerk
Scott Aaron, City Attorney
Adrian Crespin, Chief of Police

CALL TO ORDER

Mayor Trujillo called the meeting to order at 5:30 pm.

ROLL CALL

PLEDGE OF ALLEGIANCE

MOMENT OF SILENCE

Councilor Romero asked for a moment of silence for all those who have passed away in the community and for Police Officers who put their lives on the line for us.

APPROVAL OF AGENDA

Councilor Romero made a motion to approve the agenda as presented. Councilor Rodriquez seconded the motion. Mayor Trujillo asked for roll call. Roll Call Vote was taken and reflected the following:

Michael L. Montoya	Yes	Elaine Rodriquez	Yes
David A. Ulibarri Jr.	Yes	David G. Romero	Yes

City Clerk Fresquez advised the motion carried.

PUBLIC INPUT

There was no public input.

MAYOR'S APPOINTMENTS/REPORTS AND RECOGNITIONS/PROCLAMATIONS

Mayor Trujillo read a Proclamation for National Police Week.

Mayor and Councilor Montoya recognized Lea Knutson and Dr. Elizabeth Juarros with Hermit's Peak Watershed Alliance for their hard work and dedication.

Mayor Trujillo showed a picture of Atticus from the Animal Shelter who's in need of adoption.

COUNCILOR'S REPORTS

Councilor Montoya informed Mayor and Council of his meeting with Congresswoman Teresa Leger Fernandez's staff regarding the application for road funding of Legion Drive and the Gallinas project. Councilor Montoya requested Boards, Commissions and Committees receive Open Meetings Act training. Councilor Montoya thanked all the staff who helped with Amnesty Day.

Councilor Romero thanked the Public Works department for their hard work and asked for a schedule of when the pot holes would be fixed.

Councilor Rodriquez advised she met with residents in the Pecos and Commerce areas regarding issues with roads, overgrown elm trees, sidewalks and drainage. Councilor Rodriquez also spoke about the overgrown weeds that need to be addressed.

Councilor Ulibarri Jr., thanked the Public Works department for fixing potholes and asked for the fields at Rodriguez Park to be watered.

Mayor Trujillo recognized Congresswoman Teresa Leger Fernandez for walking the Riverwalk and was excited about the project.

POLICE CHIEF'S REPORT

Police Chief Adrian Crespín advised they had one graduate, two certified law enforcement who want to come on board and one uncertified going through the process. Police Chief Crespín spoke about different training the officers would be going to. Police Chief Crespín gave a presentation regarding the statistics for the Month of April for calls of service and traffic citations issued.

Councilor Rodríguez asked about informing the public regarding the cameras being placed around the town.

Councilor Romero asked about open positions in the Police department.

Police Chief Crespín advised they have eleven patrol positions open.

Discussion took place regarding social media becoming a problem for the Police Department and the Police Advisory Committee.

FINANCE REPORT

Finance Director Jesus Baquera gave a breakdown of the March 2021 finance report.

Councilor Montoya requested City Manager Taylor and Finance Director Baquera provide at next week's council meeting how much money is available for this year's fiestas and fireworks and if a budget adjustment would be needed. Councilor Montoya also requested advertisement of the fiestas through lodger's tax funding.

Councilor Romero requested a report on nonprofit organizations.

APPROVAL OF MINUTES

Councilor Montoya made a motion to approve the minutes for April 7th and April 14th, 2021 minutes. Councilor Romero seconded the motion. Mayor Trujillo asked for roll call. Roll Call Vote was taken and reflected the following:

David A. Ulibarri Jr.	Yes	Michael L. Montoya	Yes
Elaine Rodriquez	Yes	David G. Romero	Yes

City Clerk Fresquez advised the motion carried.

PRESENTATIONS

Utilities Director Maria Gilvarry gave a brief presentation regarding the process needed for replacement of four aging filters at the Water Treatment Plant.

CONSENT ITEMS

City Clerk Fresquez read the Consent Agenda (1-6) into the record as follows:

1. Request approval of Resolution No. 21-14 applying for and assuring matching funds in the amount of \$699,826, and to apply for a Match Waiver for the Transportation Project Fund (TPF).

Resolution 21-14 was presented as follows:

CITY OF LAS VEGAS, NEW MEXICO

Resolution No. 21-14

A RESOLUTION OF THE CITY OF LAS VEGAS TO APPLY FOR FY 2022 TRANSPORTATION PROJECT FUND (TPF) ADMINISTERED BY THE NEW MEXICO DEPARTMENT OF TRANSPORTATION (NMDOT) AND APPLY FOR A MATCH WAIVER FOR SILVA AVENUE, MCRAE STREET AND DOLORES STREET.

WHEREAS, the City of Las Vegas is submitting an application for Fiscal Year 2022 Transportation Project Fund in the amount of \$699,826.00; and

WHEREAS, the City of Las Vegas intends to request a waiver for the matching fund requirement if the option is available; and

WHEREAS, the City of Las Vegas has a limited tax base which limits the funding for meeting the proportional matching share and a fund exists by the New Mexico State Legislature for Public Entities in need of "Hardship"; and

WHEREAS, the City of Las Vegas will commit to the 5% match (\$34,991.30) for this project if the match waiver is not available; and

WHEREAS, the City of Las Vegas agrees to pay any costs that exceed the project amount if the application is selected for funding; and

WHEREAS, the City of Las Vegas will utilize funds for drainage improvements, pavement rehabilitation, upgrading ADA curb & ramps, miscellaneous construction, and construction management of Silva Avenue, McRae Street and Dolores Street, project being 0.25 miles BOP and EOP Alamo Street; and

WHEREAS, this project for the TPF program is to be adopted and has a priority standing for the proportional match waiver toward completion of the project.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Las Vegas that the recitals are incorporated herein by reference and the Governing Body hereby accepts the grant offer if awarded and apply for a Match Waiver through the NMDOT, for Silva Avenue, McRae Street and Dolores Street.

PASSED, AND ADOPTED this ____ day of May, 2021.

Louie A. Trujillo, Mayor

ATTEST:

Reviewed and approved as to legal sufficiency only:

Casandra Fresquez, City Clerk

Scott Aaron, City Attorney

2. Request approval of Resolution No. 21-15 applying for and assuring matching funds, in the amount of \$427,506.36 and to apply for a Match Waiver for the Transportation Project Fund (TPF).

Resolution 21-15 was presented as follows:

CITY OF LAS VEGAS, NEW MEXICO

Resolution No. 21-15

A RESOLUTION OF THE CITY OF LAS VEGAS TO APPLY FOR FY 2022 TRANSPORTATION PROJECT FUND (TPF) ADMINISTERED BY THE NEW MEXICO DEPARTMENT OF TRANSPORTATION (NMDOT) AND APPLY FOR A MATCH WAIVER, FOR SOUTH PACIFIC STREET.

WHEREAS, the City of Las Vegas is submitting an application for Fiscal Year 2022 Transportation Project Fund in the amount of \$427,506.36 ; and

WHEREAS, the City of Las Vegas intends to request a waiver for the matching fund requirement if the option is available; and

WHEREAS, the City of Las Vegas has a limited tax base which limits the funding for meeting the proportional matching share and a fund exists by the New Mexico State Legislature for Public Entities in need of "Hardship"; and

WHEREAS, the City of Las Vegas will commit to the 5% match (\$21,375.32) for this project if the match waiver is not available; and

WHEREAS, the City of Las Vegas agrees to pay any costs that exceed the project amount if the application is selected for funding; and

WHEREAS, the City of Las Vegas will utilize funds for Planning & Designing of South Pacific Street for drainage improvements, pavement rehabilitation, upgrading ADA curb & ramps, stripping, miscellaneous construction, and construction management , project being 1.0 mile BOP Sabino Street EOP Moreno Street for this first phase of the project ; and

WHEREAS, this project for the TPF program is to be adopted and has a priority standing for the proportional match waiver toward completion of the project.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Las Vegas that the recitals are incorporated herein by reference and the Governing Body hereby accepts the grant offer if awarded, and apply for a Match Waiver through the NMDOT, for the Planning & Designing of South Pacific Street.

PASSED, AND ADOPTED this ____ day of May, 2021.

Louie A. Trujillo, Mayor

ATTEST:

Reviewed and approved as to legal sufficiency only:

Casandra Fresquez, City Clerk

Scott Aaron, City Attorney

3. Request approval of Resolution No. 21-16 applying for and assuring matching funds, in the amount of \$233,888.40 and to apply for a Match Waiver for the Transportation Project Fund (TPF).

Resolution 21-16 was presented as follows:

CITY OF LAS VEGAS, NEW MEXICO

Resolution No. 21-16

A RESOLUTION OF THE CITY OF LAS VEGAS TO APPLY FOR FY 2022 TRANSPORTATION PROJECT FUND (TPF) ADMINISTERED BY THE NEW MEXICO DEPARTMENT OF TRANSPORTATION (NMDOT) AND APPLY FOR A MATCH WAIVER FOR EL CRESTON CIRCLE.

WHEREAS, the City of Las Vegas is submitting an application for Fiscal Year 2022 Transportation Project Fund in the amount of \$233,888.40; and

WHEREAS, the City of Las Vegas intends to request a waiver for the matching fund requirement if the option is available; and

WHEREAS, the City of Las Vegas has a limited tax base which limits the funding for meeting the proportional matching share and a fund exists by the New Mexico State Legislature for Public Entities in need of "Hardship"; and

WHEREAS, the City of Las Vegas will commit to the 5% match (\$11,694.42) for this project if the match waiver is not available; and

WHEREAS, the City of Las Vegas agrees to pay any costs that exceed the project amount if the application is selected for funding; and

WHEREAS, the City of Las Vegas will utilize funds for the Planning & Designing of El Creston Circle for drainage improvements, pavement rehabilitation, upgrading ADA curb & ramps, miscellaneous construction, and construction management, project being 0.65 miles BOP and EOP Alamo Street for this first phase of the project; and

WHEREAS, this project for the TPF program is to be adopted and has a priority standing for the proportional match waiver toward completion of the project.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Las Vegas that the recitals are incorporated herein by reference and the Governing Body hereby accepts the grant offer if awarded and apply for a Match Waiver through the NMDOT, for the Planning & Designing of El Creston Circle.

PASSED, AND ADOPTED this ____ day of May, 2021.

Louie A. Trujillo, Mayor

ATTEST:

Reviewed and approved as to legal sufficiency only:

Casandra Fresquez, City Clerk

Scott Aaron, City Attorney

4. Request approval of Resolution No. 21-17 applying for and assuring matching funds, in the amount of \$1,412,648.00 and to apply for a Match Waiver for the Transportation Project Fund (TPF).

Resolution 21-17 was presented as follows:

CITY OF LAS VEGAS, NEW MEXICO

Resolution No. 21-17

A RESOLUTION OF THE CITY OF LAS VEGAS TO APPLY FOR FY 2022 TRANSPORTATION PROJECT FUND (TPF) ADMINISTERED BY THE NEW MEXICO DEPARTMENT OF TRANSPORTATION (NMDOT) AND APPLY FOR A MATCH WAIVER FOR UNIVERSITY AVENUE.

WHEREAS, the City of Las Vegas is submitting an application for Fiscal Year 2022 Transportation Project Fund in the amount of \$1,412,648.00; and

WHEREAS, the City of Las Vegas intends to request a waiver for the matching fund requirement if the option is available; and

WHEREAS, the City of Las Vegas has a limited tax base which limits the funding for meeting the proportional matching share and a fund exists by the New Mexico State Legislature for Public Entities in need of "Hardship"; and

WHEREAS, the City of Las Vegas will commit to the 5% match (\$70,632.40) for this project if the match waiver is not available; and

WHEREAS, the City of Las Vegas agrees to pay any costs that exceed the project amount if the application is selected for funding; and

WHEREAS, the City of Las Vegas will utilize funds for Planning & Designing, Reconstruction of drainage improvements, pavement rehabilitation, upgrading ADA curb & ramps, sidewalks, stripping, miscellaneous construction, and construction management of University Avenue, project being 0.25 mile BOP Grand Avenue EOP 8th Street; and

WHEREAS, this project for the TPF program is to be adopted and has a priority standing for the proportional match waiver toward completion of the project.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Las Vegas that the recitals are incorporated herein by reference and the Governing Body hereby accepts the grant offer if awarded and apply for a Match Waiver through the NMDOT, for the Planning & Designing, Construction, Reconstruction and Construction Management of University Avenue.

PASSED, AND ADOPTED this ____ day of May, 2021.

Louie A. Trujillo, Mayor

ATTEST:

Reviewed and approved as to legal sufficiency only:

Casandra Fresquez, City Clerk

Scott Aaron, City Attorney

5. Request approval of Resolution No. 21-19 applying for and assuring matching funds, in the amount of \$3,824,686.00 and to apply for a Match Waiver for the Transportation Project Fund (TPF).

Resolution 21-19 was presented as follows:

CITY OF LAS VEGAS, NEW MEXICO

Resolution No. 21-19

A RESOLUTION OF THE CITY OF LAS VEGAS TO APPLY FOR FY 2022 TRANSPORTATION PROJECT FUND (TPF) ADMINISTERED BY THE NEW MEXICO DEPARTMENT OF TRANSPORTATION (NMDOT) AND APPLY FOR A MATCH WAIVER FOR LEGION DRIVE.

WHEREAS, the City of Las Vegas is submitting an application for Fiscal Year 2022 Transportation Project Fund in the amount of \$3,824,686.00; and

WHEREAS, the City of Las Vegas intends to request a waiver for the matching fund requirement if the option is available; and

WHEREAS, the City of Las Vegas has a limited tax base which limits the funding for meeting the proportional matching share and a fund exists by the New Mexico State Legislature for Public Entities in need of "Hardship"; and

WHEREAS, the City of Las Vegas will commit to the 5% match (\$191,234.30) for this project if the match waiver is not available; and

WHEREAS, the City of Las Vegas agrees to pay any costs that exceed the project amount if the application is selected for funding; and

WHEREAS, the City of Las Vegas will utilize funds for Planning & Designing, Reconstruction of drainage improvements, pavement rehabilitation, upgrading ADA curb & ramps, sidewalks, stripping, miscellaneous construction, and construction management of Legion Drive, project being 1.14 miles BOP Grand Avenue EOP 7th Street; and

WHEREAS, this project for the TPF program is to be adopted and has a priority standing for the proportional match waiver toward completion of the project.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Las Vegas that the recitals are incorporated herein by reference and the Governing Body hereby accepts the grant offer if awarded and apply for a Match Waiver through the NMDOT, for the Planning & Designing, Construction, Reconstruction and Construction Management of Legion Drive.

PASSED, AND ADOPTED this ____ day of May, 2021.

Louie A. Trujillo, Mayor

ATTEST:

Reviewed and approved as to legal sufficiency only:

Casandra Fresquez, City Clerk

Scott Aaron, City Attorney

6. Request approval of Resolution No. 21-20 applying for and assuring matching funds, in the amount of \$1,689,934.00 and to apply for a Match Waiver for the Transportation Project Fund (TPF).

Resolution 21-20 was presented as follows:

CITY OF LAS VEGAS, NEW MEXICO

Resolution No. 21-20

A RESOLUTION OF THE CITY OF LAS VEGAS TO APPLY FOR FY 2022 TRANSPORTATION PROJECT FUND (TPF) ADMINISTERED BY THE NEW MEXICO DEPARTMENT OF TRANSPORTATION (NMDOT) AND APPLY FOR A MATCH WAIVER FOR HOT SPRINGS BOULEVARD (FROM BERNALILLO STREET TO VALENCIA STREET) AND VALENCIA STREET (FROM NORTH GONZALES STREET TO HOT SPRINGS BOULEVARD) .

WHEREAS, the City of Las Vegas is submitting an application for Fiscal Year 2022 Transportation Project Fund in the amount of \$1,689,934.00; and

WHEREAS, the City of Las Vegas intends to request a waiver for the matching fund requirement if the option is available; and

WHEREAS, the City of Las Vegas has a limited tax base which limits the funding for meeting the proportional matching share and a fund exists by the New Mexico State Legislature for Public Entities in need of "Hardship"; and

WHEREAS, the City of Las Vegas will commit to the 5% match (\$84,496.70) for this project if the match waiver is not available; and

WHEREAS, the City of Las Vegas agrees to pay any costs that exceed the project amount if the application is selected for funding; and

WHEREAS, the City of Las Vegas will utilize funds for Reconstruction of drainage improvements, pavement rehabilitation, upgrading ADA curb & ramps, sidewalks, stripping, miscellaneous construction, and construction management of Hot Springs Boulevard(from Bernalillo Street to Valencia Street) and Valencia Street(from North Gonzales Street to Hot Springs Boulevard), project being 0.22 miles BOP Bernalillo Street EOP North Gonzales Street; and

WHEREAS, this project for the TPF program is to be adopted and has a priority standing for the proportional match waiver toward completion of the project.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Las Vegas that the recitals are incorporated herein by reference and the Governing Body hereby accepts the grant offer if awarded and apply for a Match Waiver through the NMDOT for Hot Springs Boulevard (from Bernalillo Street to Valencia Street) and Valencia Street (from Bernalillo Street to Valencia St).

PASSED, AND ADOPTED this ____ day of May, 2021.

Louie A. Trujillo, Mayor

ATTEST:

Reviewed and approved as to legal sufficiency only:

Casandra Fresquez, City Clerk

Scott Aaron, City Attorney

Councilor Romero made a motion to approve the Consent Agenda as read into the record. Councilor Montoya seconded the motion. Mayor Trujillo asked for roll call. Roll Call Vote was taken and reflected the following:

David A. Ulibarri Jr.	Yes	Elaine Rodriquez	Yes
David G. Romero	Yes	Michael L. Montoya	Yes

City Clerk Fresquez advised the motion carried.

BUSINESS ITEMS

Conduct a Public Hearing for Business Items 1-6.

Councilor Romero made a motion to enter into Public Hearing to discuss business items 1-6. Councilor Ulibarri Jr., seconded the motion. Mayor Trujillo asked for roll call. Roll Call Vote was taken and reflected the following:

Michael L. Montoya	Yes	David G. Romero	Yes
Elaine Rodriquez	Yes	David A. Ulibarri Jr.	Yes

City Clerk Fresquez advised the motion carried.

City Clerk Fresquez stated she had not received any public comment for the public hearing for business items 1-6. City Clerk Fresquez swore in Municipal Judge Eddie Trujillo, City Attorney Scott Aaron and Utilities Director Maria Gilvarry.

1. Adoption of Ordinance No. 21-10, amending the court fees collected by the Municipal Court in Section 20-13(A) and repeals and replaces Ordinance No. 21-01.
2. Adoption of Ordinance No. 21-05 authorizing a loan agreement with NMFA for the water line replacement project on Mills Avenue and Hot Springs Blvd.
3. Adoption of Ordinance No. 21-06 authorizing a loan agreement with NMFA for the water treatment plant SCADA system project.
4. Adoption of Ordinance No. 21-07 authorizing a loan agreement with NMFA for the water treatment plant clarifier sedimentation basin vacuum system project.
5. Adoption of Ordinance No. 21-08 authorizing a loan agreement with NMFA for the Hanna Park effluent line extension project
6. Adoption of Ordinance No. 21-09 authorizing a loan agreement with NMFA for the water treatment plant pump replacement project.

City Attorney Aaron spoke about business item 1 being brought back to council due to the lack of specifics regarding the fees collected by Municipal Court.

Municipal Judge Trujillo spoke about the current fees collected and where those fees are applied.

Councilor Romero clarified he wanted to find an avenue to fund a new Municipal Court building by increasing the fees.

Utilities Director Gilvarry spoke about business items 2-6 regarding NMFA loan agreements for funding five projects.

Councilor Romero made a motion to exit Public Hearing and return to regular session. Councilor Montoya seconded the motion. Mayor Trujillo asked for roll call. Roll Call Vote was taken and reflected the following:

David A. Ulibarri Jr.	Yes	Elaine Rodriquez	Yes
Michael L. Montoya	Yes	David G. Romero	Yes

City Clerk Fresquez advised the motion carried.

1. Adoption of Ordinance No. 21-10, amending the court fees collected by the Municipal Court in Section 20-13(A) and repeals and replaces Ordinance No. 21-01.

Councilor Romero made a motion to approve the adoption of Ordinance No. 21-10. Councilor Montoya seconded the motion.

Ordinance 21-10 was presented as follows:

CITY OF LAS VEGAS, NEW MEXICO

Ordinance No. 21-10

AN ORDINANCE TO AMEND the Code of the City of Las Vegas by amending the court fees collected by the Municipal Court in Section 20-13(A) and repeals and replaces Ordinance 21-01. This Ordinance is enacted pursuant to Sections 2.02 of the City of Las Vegas Municipal Charter, and is an exercise of the City's home rule powers.

BE IT ENACTED by the Governing Body of the City of Las Vegas as follows:

Section 1. The Code of the City of Las Vegas, Section 20-13(A) is hereby amended to read as follows:

20-13(A) Court Fee. In addition to any amounts collected by the Municipal Court as required by the State of New Mexico or entities other than the City of Las Vegas, the Municipal Court shall collect forty dollars (\$40.00) for a court fee from any person who: (i) pleads guilty to any charge, (ii) pleads no contest to any charge, (iii) is found guilty regarding any charge, or (iv) from any person or entity filing a civil complaint for violation of any City ordinance, with the following exception. No such fee shall be collected from the City Attorney for the City of Las Vegas, a municipal code enforcement officer, a municipal Fire Department employee acting in their role as such an employee, a campus security officer acting in their role as such an officer, or a full-time salaried City of Las Vegas employee, county or state law enforcement officer, when the complaint is filed on behalf of a governmental entity. The Municipal Court may grant free process to any private party upon a showing of evidence of indigence. The Municipal Court may deny free process if it finds that the complaint, on its face, fails to sufficiently state a cause of action.

Section 2. For each \$40.00 fee collected by the Municipal Court pursuant to 20-13(A), \$20.00 shall specifically go to the City's general fund, \$15.00 shall specifically be used for public safety purposes, and \$5.00 shall specifically be used for the Municipal Court building fund.

Section 3. Full Force and Effect. Except as specifically amended above, Section 20-13 shall remain in full force and effect.

Section 4. Severability. The provisions of this ordinance are declared to be severable, and if any portion of this ordinance, for any reason, is held to be invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portion of this ordinance.

Section 5. Effective Date. This ordinance shall become effective upon the execution by the Mayor and the affirmative vote of the majority of the Governing Body.

PASSED, ADOPTED and ENACTED this ____ day of May, 2021.

Mayor Louie A. Trujillo

ATTEST:

Reviewed and approved as to legal sufficiency only:

Cassandra Fresquez, City Clerk

Scott Aaron, City Attorney

Mayor Trujillo asked for roll call. Roll Call Vote was taken and reflected the following:

Elaine Rodriquez	Yes	David G. Romero	Yes
Michael L. Montoya	Yes	David A. Ulibarri Jr.	Yes

City Clerk Fresquez advised the motion carried.

2. Adoption of Ordinance No. 21-05 authorizing a loan agreement with NMFA for the water line replacement project on Mills Avenue and Hot Springs Blvd.

Councilor Romero made a motion to approve the adoption of Ordinance No. 21-05. Councilor Montoya seconded the motion.

Ordinance 21-05 was presented as follows: *Due to the length of the document, a complete copy may be obtained from the City of Las Vegas, City Clerk's Office.*

Mayor Trujillo asked for roll call. Roll Call Vote was taken and reflected the following:

David A. Ulibarri Jr.	Yes	Elaine Rodriquez	Yes
David G. Romero	Yes	Michael L. Montoya	Yes

City Clerk Fresquez advised the motion carried.

3. Adoption of Ordinance No. 21-06 authorizing a loan agreement with NMFA for the water treatment plant SCADA system project.

Councilor Romero made a motion to approve the adoption of Ordinance No. 21-06. Councilor Ulibarri Jr., seconded the motion.

Ordinance 21-06 was presented as follows: *Due to the length of the document, a complete copy may be obtained from the City of Las Vegas, City Clerk's Office.*

Mayor Trujillo asked for roll call. Roll Call Vote was taken and reflected the following:

Michael L. Montoya	Yes	Elaine Rodriquez	Yes
David A. Ulibarri Jr.	Yes	David G. Romero	Yes

City Clerk Fresquez advised the motion carried.

4. Adoption of Ordinance No. 21-07 authorizing a loan agreement with NMFA for the water treatment plant clarifier sedimentation basin vacuum system project.

Councilor Romero made a motion to approve the adoption of Ordinance No. 21-07. Councilor Montoya seconded the motion.

Ordinance 21-07 was presented as follows: *Due to the length of the document, a complete copy may be obtained from the City of Las Vegas, City Clerk's Office.*

Mayor Trujillo asked for roll call. Roll Call Vote was taken and reflected the following:

Elaine Rodriquez	Yes	Michael L. Montoya	Yes
David G. Romero	Yes	David A. Ulibarri Jr.	Yes

City Clerk Fresquez advised the motion carried.

5. Adoption of Ordinance No. 21-08 authorizing a loan agreement with NMFA for the Hanna Park effluent line extension project

Councilor Romero made a motion to approve the adoption of Ordinance No. 21-08. Councilor Ulibarri Jr., seconded the motion.

Ordinance 21-08 was presented as follows: *Due to the length of the document, a complete copy may be obtained from the City of Las Vegas, City Clerk's Office.*

Mayor Trujillo asked for roll call. Roll Call Vote was taken and reflected the following:

Michael L. Montoya	Yes	David G. Romero	Yes
Elaine Rodriquez	Yes	David A. Ulibarri Jr.	Yes

City Clerk Fresquez advised the motion carried.

6. Adoption of Ordinance No. 21-09 authorizing a loan agreement with NMFA for the water treatment plant pump replacement project.

Councilor Romero made a motion to approve the adoption of Ordinance No. 21-09. Councilor Ulibarri Jr., seconded the motion.

Ordinance 21-09 was presented as follows: *Due to the length of the document, a complete copy may be obtained from the City of Las Vegas, City Clerk's Office.*

Mayor Trujillo asked for roll call. Roll Call Vote was taken and reflected the following:

Michael L. Montoya	Yes	Elaine Rodriquez	Yes
David A. Ulibarri Jr.	Yes	David G. Romero	Yes

City Clerk Fresquez advised the motion carried.

7. Award request for bids #2021-17 for the North Gonzales waterline replacement to Hays Plumbing & Heating Inc.

Councilor Romero made a motion to approve the award request for bids #2021-17 for the North Gonzales waterline replacement to Hays Plumbing & Heating Inc. Councilor Ulibarri Jr., seconded the motion. Mayor Trujillo asked for roll call. Roll Call Vote was taken and reflected the following:

Elaine Rodriquez	Yes	Micheal L. Montoya	Yes
David G. Romero	Yes	David A. Ulibarri Jr.	Yes

City Clerk Fresquez advised the motion carried.

8. Request approval of Resolution No. 21-13 Acceptance and Approval of the FY 2020 Audit.

Axiom Auditor Jaime Rumbaoa spoke about highlights from the 2020 audit regarding internal controls pertaining to fraud, audit results and findings.

Discussion and questions took place regarding the process for having an intensive audit and previous audit findings.

Councilor Romero made a motion to approve resolution No. 21-13 Acceptance and Approval of the FY 2020 Audit. Councilor Ulibarri Jr., seconded the motion.

Resolution 21-13 was presented as follows:

CITY OF LAS VEGAS, NEW MEXICO

Resolution No. 21-13

ACCEPTANCE AND APPROVAL OF THE FY 2020 AUDIT

WHEREAS, the City of Las Vegas is required by statute to contract with an independent auditor to perform the required annual audit or agreed upon procedures for FY 2020; and

WHEREAS, the City of Las Vegas Governing body has directed the accomplishment of the audit for FY 2020 be completed; and,

WHEREAS, this audit has been completed and presented to the City of Las Vegas Governing Body per the March 31, 2021 letter from the State Auditor authorizing release of the FY 2020 audit; and

WHEREAS, NMAC 2.2.2.10 (M) (4) provides in pertinent part that “Once the audit report is officially released to the agency by the state auditor (by a release letter) and the required waiting period of five calendar days has passed, unless waived by the agency in writing, the audit report shall be presented by the IPA, to a quorum of the governing authority of the agency at a meeting held in accordance with the Open Meetings Act, if applicable, and,

NOW, THEREFORE BE IT RESOLVED, the City Council of the City of Las Vegas, does hereby accept and approve the completed audit report and findings as indicated within this document;

ACCEPTED AND APPROVED this day of May 2021.

Mayor Louie A. Trujillo

ATTEST:

Reviewed and approved as to legal sufficiency only:

Cassandra Fresquez, City Clerk

Scott Aaron, City Attorney

Mayor Trujillo asked for roll call. Roll Call Vote was taken and reflected the following:

Elaine Rodriquez	Yes	Michael L. Montoya	Yes
David G. Romero	Yes	David A. Ulibarri Jr.	Yes

City Clerk Fresquez advised the motion carried.

Councilor Romero recommended giving direction to City Manager Taylor and Finance Director Baquera to have an action plan ready in three or six months and an update on the findings that will be addressed.

City Manager Taylor advised they hope to have the findings addressed before the end of the fiscal year.

9. Request approval of Resolution No. 21-18, a resolution to make a budget adjustment for the 2020-2021 Fiscal Year.

Finance Director Baquera advised the budget adjustment request was for the fiscal year 2021 budget for state funding they received.

Councilor Montoya made a motion to approve resolution No. 21-18, a resolution to make a budget adjustment for the 2020-2021 Fiscal Year. Councilor Ulibarri Jr., seconded the motion.

Resolution 21-18 was presented as follows:

CITY OF LAS VEGAS, NEW MEXICO

Resolution No. 21-18

A RESOLUTION TO MAKE BUDGET ADJUSTMENT FOR THE 2020-2021 FISCAL YEAR

WHEREAS, the Governing Body of Las Vegas has developed a budget adjustment request for fiscal year 2020-21: and

WHEREAS, said budget was developed on the basis of increases in revenues, expenditures and transfers (in) out through cooperation with all user departments, elected officials and other department supervisors. please see attached schedule; and,

WHEREAS, the City of Las Vegas is in need of making a budget adjustment in the 2020-2021 fiscal Year budget to include a revenue and expense increase to Fund 214 Street CO-OP Projects-

MAP-2020 Contract # D18626 in the amount of \$415,000.00 State Portion 75% \$311,250.00 City Match 25% \$103,750.00. COOP-2020 Contract # D18524 in the amount of \$117,787.00.State Portion 75% \$88,340.00 City Match 25% \$29,447.00 WAIVED. Fund 282 Senior Center in the amount of \$35,000.00. Fund 206 EMS in the amount of \$20,000.00;and.

WHEREAS, the Governing Body finds that the budget adjustment request should be as it meets the requirements as currently determined for fiscal year 2020-21.

NOW, THEREFORE BE IT RESOLVED, the City Council of the City of Las Vegas, that the recitals and any exhibits are incorporated herein by reference and the Governing Body hereby approves the aforementioned budget adjustment request and respectfully request approval from the Local Governing Division of the Department of Finance and Administration.

ACCEPTED AND OPTED this _____ day of May 2021.

Mayor Louie A. Trujillo

ATTEST:

Reviewed and approved as to legal sufficiency only:

Casandra Fresquez, City Clerk

Scott Aaron, City Attorney

Mayor Trujillo asked for roll call. Roll Call Vote was taken and reflected the following:

Elaine Rodriquez	Yes	David A. Ulibarri Jr.	Yes
Michael L. Montoya	Yes	David G. Romero	Yes

City Clerk Fresquez advised the motion carried.

10. Request approval of the new positions to include, 1 full time Parks Field Supervisor, 1 full time Pool Supervisor, 1 part time Public Information Officer, 1 full time temporary Administrative Aide , 1 full time Accountant, 1 full time IT Technician and 1 full time Animal Control Supervisor.

Councilor Rodriquez considered the Public Information Officer being full time instead of part time due to the need of getting information out to the public.

City Manager Taylor advised the amount of work could be completed with a part time employee.

Councilor Montoya asked that City Manager Taylor go through each position along with the salary for each.

City Manager Taylor went through each position being requested.

Discussion took place regarding following HR rules by opening up positions internally first and then to the public, looking at the resources at Help NM with positions, and the suggestion for making the Public Information Officer a full time position.

Councilor Montoya voiced concerns regarding the need for other positions in other departments, he agreed the Public Information Officer position should be full time, he suggested adding a position to the Public Works department and properly advertising the positions.

Councilor Rodriguez asked to table the Public Information Officer position and one Street department position for the May 19th meeting.

Councilor Romero made a motion to approve the positions listed with the exception of the Public Information Officer position with the suggestion of using resources at Help NM to fund them for six months. Councilor Ulibarri Jr., seconded the motion. Mayor Trujillo asked for roll call. Roll Call Vote was taken and reflected the following:

Elaine Rodriguez	Yes	David A. Ulibarri Jr.	Yes
Michael L. Montoya	Yes	David G. Romero	Yes

City Clerk Fresquez advised the motion carried.

11. Discussion and Direction on whether to continue to hold council meetings virtually or to return to exclusively in-person meetings and discussion and direction for public meetings of City Boards, Commissions and Committees.

Mayor Trujillo suggested returning to in person meetings for council meetings including all Boards, Commissions and Committees and advised its important that all meetings be streamed on Youtube for public access.

Discussion took place regarding when in person meetings would begin, everyone returning to in person meetings, all meetings being streamed on Youtube or only those subject to the Open Meetings Act, and how to achieve the best quality from the chambers for meetings to be live streamed.

Councilor Montoya recommended all boards, commissions and committees chairman and vice chairman to attend the Open Meetings Act training.

Councilor Romero made a motion to return to exclusively in person meetings starting May 19th. Councilor Montoya seconded the motion. Mayor Trujillo asked for roll call. Roll Call Vote was taken and reflected the following:

Elaine Rodriguez	Yes	Michael L. Montoya	Yes
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David G. Romero	Yes	David A. Ulibarri Jr.	Yes
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City Clerk Fresquez advised the motion carried.

Councilor Romero made a motion for Boards, Commissions and Committees to hold meetings exclusively in person beginning June 1st. Councilor Montoya seconded the motion. Mayor Trujillo asked for roll call. Roll Call Vote was taken and reflected the following:

Elaine Rodriquez	Yes	Michael L. Montoya	Yes
David A. Ulibarri Jr.	Yes	David G. Romero	Yes

City Clerk Fresquez advised the motion carried.

Councilor Romero made a motion for all Boards, Commissions and Committees to be streamed on Youtube effective July 1, 2021. Councilor Rodriquez seconded the motion. Mayor Trujillo asked for roll call. Roll Call Vote was taken and reflected the following:

Michael L. Montoya	No	Elaine Rodriquez	Yes
David G. Romero	Yes	David A. Ulibarri Jr.	Yes

City Clerk Fresquez advised the motion carried.

12.Request approval of MOU's with La Plaza Little League and Las Vegas Little League.

Parks and Recreation Director Stephen Aragon spoke briefly about both Little Leagues wanting to get their seasons started.

Councilor Ulibarri Jr., made a motion to approve MOU's with La Plaza Little League and Las Vegas Little League. Councilor Romero seconded the motion. Mayor Trujillo asked for roll call. Roll Call Vote was taken and reflected the following:

Michael L. Montoya	Yes	David G. Romero	Yes
Elaine Rodriquez	Yes	David A. Ulibarri Jr.	Yes

City Clerk Fresquez advised the motion carried.

13.Request approval of the Lodgers Tax recommendation to provide funding to the Citizens Committee on Historic Preservation (CCHP) to fund the

marketing and advertising campaign that promotes the City of Las Vegas as a key destination for Santa Fe Trail Bicentennial visitors.

Community Development Director Bill Hendrickson spoke briefly about Lodger's Tax providing funding to CCHP.

Councilor Romero had questions regarding the procurement process.

City Manager Taylor advised CCHP was a nonprofit organization and was not subject to the procurement requirement.

Discussion took place regarding the proposal of the funding.

Councilor Montoya advised they expect to see all the supporting documents to see where the funding is going.

Discussion took place regarding deadlines to meet the marketing and advertising campaign to promote the City of Las Vegas and Mayor and Council being aware of what the monies are being used for.

Councilor Rodriquez made a motion to table the approval of the Lodgers Tax recommendation to provide funding to the Citizens Committee on Historic Preservation (CCHP) to fund the marketing and advertising campaign that promotes the City of Las Vegas as a key destination for Santa Fe Trail Bicentennial visitors for the May 19th council meeting. Councilor Montoya seconded the motion. Mayor Trujillo asked for roll call. Roll Call Vote was taken and reflected the following:

David A. Ulibarri Jr.	Yes	Elaine Rodriquez	Yes
Michael L. Montoya	Yes	David G. Romero	Yes

City Clerk Fresquez advised the motion carried.

14. Request approval of Lodgers Tax recommendation to provide funding for marketing the Friday Al fresco event.

Film and Events Coordinator Chuck Griego gave a brief explanation regarding the budget for marketing Friday Al fresco events.

Councilor Romero asked for the proposed application that was submitted to the Lodgers Tax Board be provided for the May 19th council meeting.

Discussion took place regarding the council approving more monies from the Lodgers Tax budget.

Councilor Rodriquez made a motion to table the approval of Lodgers Tax recommendation to provide funding for marketing the Friday Al fresco event for the May 19th council meeting. Councilor Romero seconded the motion. Mayor Trujillo asked for roll call. Roll Call Vote was taken and reflected the following:

Michael L. Montoya	No	David G. Romero	Yes
Elaine Rodriquez	Yes	David A. Ulibarri Jr.	Yes

City Clerk Fresquez advised the motion carried.

15. Request approval of the MOU between the City and Tierra Encantada Farmer's Market.

Community Development Director Hendrickson spoke briefly about the MOU and what the farmer's market will provide to the community.

Mayor Trujillo asked about the anti donation clause and the MOU.

Discussion and questions took place regarding the MOU, what type of organization the Tierra Encantada farmer's market was and the status on the appropriations to fix the roof.

Councilor Ulibarri Jr., made a motion to approve the MOU between the City and Tierra Encantada Farmer's Market. Councilor Montoya seconded the motion. Mayor Trujillo asked for roll call. Roll Call Vote was taken and reflected the following:

Elaine Rodriquez	Yes	Michael L. Montoya	Yes
David G. Romero	Yes	David A. Ulibarri Jr.	Yes

City Clerk Fresquez advised the motion carried.

EXECUTIVE SESSION

There was no need to go into executive session.

ADJOURN

Councilor Ulibarri Jr., made a motion to adjourn. Councilor Romero seconded the motion. Mayor Trujillo asked for roll call. Roll Call Vote was taken and reflected the following:

Elaine Rodriquez	Yes	Michael L. Montoya	Yes
David G. Romero	Yes	David A. Ulibarri Jr.	Yes

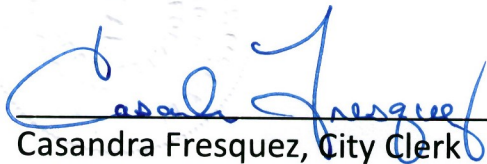
City Clerk Fresquez advised the motion carried.

Meeting adjourned at 8:58 pm.



Mayor Louie A. Trujillo

ATTEST:



Casandra Fresquez, City Clerk